S.B.Civil Second Appeal No.57/2007.

Arjun Lal.

vs.

Ram Narayan.

Date : 5.4.2007

HON'BLE MR. PRAKASH TATIA, J.

Mr. S Saruparia, for the appellant.

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Heard learned counsel for the appellant.

The trial court decreed the suit against the appellant ex-parte on 4.10.2001. No application for setting aside the ex-parte decree was submitted by the appellant before the trial court and straightway appeal was filed against money decree. The appeal was preferred after delay along with the application under Section 5 of the Limitation Act. The said application was dismissed by the appellate court with reasons.

After going through the reasons in the impugned order, I do not find that any illegality has been committed by the appellate court.

Consequently, this second appeal, having no merit, is hereby dismissed.

(PRAKASH TATIA), J.

S.Phophaliya